

FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Mar 20, 2025

SEAN F. MCAVOY, CLERK

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

JERRY PHILLIP N.,¹

Plaintiff,

v.

LELAND DUDEK, ACTING
COMMISSIONER OF SOCIAL
SECURITY,

Defendant.

NO: 2:24-cv-00361-RLP

ORDER GRANTING STIPULATED
MOTION FOR REMAND

BEFORE THE COURT is the Defendant's Stipulated Motion to Remand,
ECF No. 12. Based on the stipulation of the parties, the Court finds good cause to
grant the motion. Accordingly, pursuant to the stipulation, **IT IS HEREBY**

ORDERED:

1. Defendant's Stipulated Motion for Remand, **ECF No. 12**, is **GRANTED**.

¹ The Court identifies a plaintiff in a social security case only by the first
name and last initial in order to protect privacy. *See* LCivR 5.2(c).

2. This case is **REVERSED** and **REMANDED** for further administrative proceedings pursuant to sentence four of 42 U.S.C. § 405(g).

3. Upon remand, the administrative law judge will offer Plaintiff the opportunity for a hearing, take any action necessary to further develop the record, and issue a new decision.

4. Upon proper presentation, this Court will consider Plaintiff's application for costs, expenses, and reasonable attorney's fees under the Equal Access to Justice Act, 28 U.S.C. § 2412(a), (d).

5. Plaintiff's Opening Brief, **ECF No. 10**, and the hearing and remaining briefing schedule are **VACATED** as moot.

IT IS SO ORDERED. The District Court Clerk is directed to enter this Order and provide copies to counsel. Judgment shall be entered for Plaintiff and the file shall be **CLOSED**.

DATED March 20, 2025.


REBECCA L. PENNELL
United States District Judge